IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 25TH JUNE 2007 / 4TH ASHADHA 1929

Bail Appl..No. 3816 of 2007()

CRIME NO.23 OF 2007 OF KUMBARA EXCISE RANGE)

: ACCUSED

MADHAVA, AGED 49 YEARS,
S/O.KRISHNA DURGGIPILLA,
KATAMBAR VILLAGE, KASARAGOD TALUK,
KASARAGOD DISTRICT.

BY ADV. SRI.M.SASINDRAN
SRI.K.P.HARISH

RESPONDENTS: COMPLAINANT & STATE

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1. STATE, REPRESENTED BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM

2. THE EXICSE INSPECTOR,
(CRIME NO.23 OF 2007 OF KUMBALA EXCISE RANGE)
KASARAGOD DISTRICT.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 25/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.3816 of 2007

Dated this the 25th day of June, 2007

ORDER

Application for regular bail. The offence alleged is under the Kerala Abkari Act. 39 X 100 ml of Karnataka arrack was found in possession of the petitioner on 28.05.2007. He was arrested on that date and continues in custody from that date. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the petitioner can be enlarged on bail subject to appropriate terms and conditions.

2. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-